

DECLARATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **USE OF INHIBITORS OF PROTEIN KINASE C EPSILON TO TREAT PAIN** the specification of which was filed on January 4, 2002 as Application No. 10/039,278, and was amended on July 17, 2002.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date
60/103,763	October 9, 1998

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

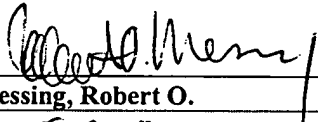
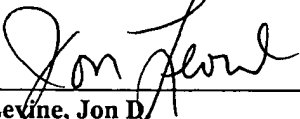
Application No.	Date of Filing	Status
09/347,370	July 6, 1999	Issued as US Patent No. 6,376,467

COPY FOR PATENT

Attorney Docket No.: 316-000111US
Client Reference No.: GALO/001/02US

Full Name of Inventor 1:	Full Name: Messing, Robert O.		
Residence & Citizenship:	City:	State/Foreign Country:	Country of Citizenship:
	Foster City	CA	US
Post Office Address:	Post Office Address: 960 Swan Street, Foster City, CA 94404		
Full Name of Inventor 2:	Full Name: Levine, Jon D.		
Residence & Citizenship:	City:	State/Foreign Country:	Country of Citizenship:
	San Francisco	CA	US
Post Office Address:	Post Office Address: 791 12th Avenue, San Francisco, CA 94118		

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  Messing, Robert O.	Signature of Inventor 2  Levine, Jon D.	
Date 5-8-03	Date 5-10-03	



UNITED STATES
PATENT AND
TRADEMARK OFFICE

COPY FROM PARENT

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FEB 27 2002

FEBRUARY 14, 2002

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Quinn Intellectual Property Law Group, P.C.
Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov

COOLEY GODWARD LLP
MARCELLA LILLIS, PH.D.
FIVE PALO ALTO SQUARE
3000 EL CAMINO REAL
PALO ALTO, CA 94306-2155



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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/18/2001

REEL/FRAME: 012393/0187
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
MESSING, ROBERT O.

DOC DATE: 11/01/2001

ASSIGNOR:
LEVINE, JON D.

DOC DATE: 11/01/2001

ASSIGNEE:
REGENTS OF THE UNIVERSITY OF
CALIFORNIA, THE
1111 FRANKLIN STREET, FIFTH FLOOR
OAKLAND, CALIFORNIA 94607-5200

SERIAL NUMBER: 09347370
PATENT NUMBER:

FILING DATE: 07/06/1999
ISSUE DATE:

MARY BENTON, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

12-28-2001

CO

ENT

Form PTO-1595

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

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ET

U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

MESSING, Robert O. and LEVINE, Jon D.

12/18/01

2. Name and address of receiving party(ies)

Name: the Regents of the University of California

Internal Address: _____

Additional name(s) of conveying party(ies) attached? No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Street Address: 1111 Franklin Street, Fifth Floor, , CA

City: Oakland State: CA Zip: 94607-5200

Additional name(s) & address(es) attached? ☐ Yes ☐ No

Execution Date: November 1, 2001

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

09/347,370

B. Patent No.(s)

DEC 18 2001

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Marcella Lillis, Ph.D.

Cooley Godward LLP
 Five Palo Alto Square
 3000 El Camino Real
 Palo Alto, CA 94306-2155

6. Total number of applications and patents involved:

7. Total fee (37 CFR 3.41).....\$40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number 03-3117

(Attach duplicate copy of this page if paying by deposit account)

2/27/2001 LMUELLER 00000201 09347370

1 PC:361

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Marcella Lillis, Ph.D., Reg. No. 36,583

Name of Person Signing

Marcella Lillis

Signature

12/18/01

Date

Total number of pages including cover sheet, attachments, and documents: 2

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments
 Washington, D.C. 20231

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 PAGE FOR MAILING
 CERTIFICATE

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RENT

Express Mail® mailing label number EL514 04084245Date of Deposit 12/18/01

I hereby certify that this paper or leaf is being deposited with the United States Postal Service "Express Mail® Post Office to Addressee" service under 39 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Date: 18 Dec 01 By: [Signature]

Date: _____ By: _____

ASSIGNMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, **Assignor(s)**,

- | | |
|-----------------------|-------------------|
| 1. MESSING, Robert O. | 2. LEVINE, Jon D. |
| 3. | 4. |

hereby sells, assigns and transfers to **Assignee**, the Regents of the University of California, a California Corporation, having its statewide administrative offices located at Office of Technology Transfer, 1111 Franklin Street, Fifth Floor, Oakland, CA 94607-5200, and the successors, assigns and legal representatives of the **Assignee** all of its right, title and interest for the United States and its territorial possessions and in all foreign countries in and to, any and all improvements which are disclosed in the invention entitled:

**USE OF INHIBITORS OF PROTEIN KINASE C EPSILON TO
TREAT PAIN**

and which is found in

- (a) _____ U.S. provisional application filed herewith and listing the above named persons as inventors
- (b) _____ U.S. patent application filed herewith and listing the above named persons as inventors
- (c) X U.S. application serial no. 09/347,370, filed on July 6, 1999.
- (d) _____ U.S. Patent No.: _____, issued _____

and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, continuation-in-part, extension, conversion to 35 USC 111(a) or substitute thereof, and any reissue, reexamination or extension of said Letters Patent and all rights under all International Conventions for the Protection of Industrial Property;

Assignor(s) hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

Assignor(s) further covenants that **Assignee** will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to **Assignor** and will testify as to the same in any interference, litigation or proceeding relating thereto and will promptly execute and deliver to **Assignee** or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue or enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof. An attorney of record is authorized and requested by the execution of this assignment to insert into this assignment the filing date and serial number of said application when officially known.

And the **Assignor(s)** requests the Commissioner of Patents and Trademarks to issue said Letters Patent of the United States and any reissue or extension thereof to the **Assignee**, the Regents of the University of California.

Executed this

 1 day of November, 15 2001

 1 day of November, 15 2001

Signature of Inventor(s)

Robert O. Messing
MESSING, Robert O.

Jon Levine
LEVINE, Jon D.

COPY FROM PARENT

(Modified) PTO/SB/81 (11-96)
Approved for use through 6/30/99. OMB 0651-0035

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT, NOT ACCOMPANYING APPLICATION	Patent Number	6,376,467
	Issue Date	April 23, 2002
	First Named Inventor	Messing, R bert O.
	Attorney Docket Number	316-000110US

I hereby appoint:

☒ Practitioners at Customer Number

22798

Type Customer Number Here

OR

Practitioner(s) named below:



Name	Registration Number

as my/our attorney(s) or agent(s) to transact all business in the Patent and Trademark Office connected with the patent identified above,

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

THAT IS:

Firm or Individual Name	Quine Intellectual Property Law Group, P.C.				
Address	P.O. Box 458				
Address					
City	Alameda	State	CA	Zip	94501
Country	United States				
Telephone	(510) 337-7871	Fax	(510) 337-7877		

I am the

☐ Applicant.

☒ Assignee of record of the entire interest (*Certificate under 37 CFR 3.73(b) is enclosed*)

SIGNATURE of Applicant or Assignee of Record

Name	Susan Y. Nakashima
Signature	<i>Susan Y. Nakashima</i>
Date	August 19, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 9-13-02

Typed or printed name	Tracie Brooks		
Signature	<i>Tracie Brooks</i>	Date	9-13-02

STATEMENT UNDER 37 CFR 3.73(b)Applicant: Messing, Robert O., et al.Application No.: 09/347,370Filed: July 6, 1999Entitled: USE OF INHIBITORS OF PROTEIN KINASE C EPSILON TO TREAT PAINThe Regents of the University, a
of Californiauniversity

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel __, Frame __, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

September 9, 2002
Date


Signature

Susan Y. Nakashima
Typed or printed name

Business Manager
Title

ASSIGNMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, Assignor(s),

1. MESSING, Robert O.

2. LEVINE, Jon D.

3.

4.

hereby sells, assigns and transfers to Assignee, the Regents of the University of California, a California Corporation, having its statewide administrative offices located at Office of Technology Transfer, 1111 Franklin Street, Fifth Floor, Oakland, CA 94607-5200, and the successors, assigns and legal representatives of the Assignee all of its right, title and interest for the United States and its territorial possessions and in all foreign countries in and to, any and all improvements which are disclosed in the invention entitled:

USE OF INHIBITORS OF PROTEIN KINASE C EPSILON TO
TREAT PAIN

and which is found in

- (a) _____ U.S. provisional application filed herewith and listing the above named persons as inventors
- (b) _____ U.S. patent application filed herewith and listing the above named persons as inventors
- (c) X U.S. application serial no. 09/347,370, filed on July 6, 1999.
- (d) _____ U.S. Patent No.: _____, issued _____

and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, continuation-in-part, extension, conversion to 35 USC 111(a) or substitute thereof, and any reissue, reexamination or extension of said Letters Patent and all rights under all International Conventions for the Protection of Industrial Property;

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Assignor(s) further covenants that Assignee will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to Assignor and will testify as to the same in any interference, litigation or proceeding relating thereto and will promptly execute and deliver to Assignee or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue or enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof. An attorney of record is authorized and requested by the execution of this assignment to insert into this assignment the filing date and serial number of said application when officially known.

And the Assignor(s) requests the Commissioner of Patents and Trademarks to issue said Letters Patent of the United States and any reissue or extension thereof to the Assignee, the Regents of the University of California.

Executed this

 1 day of November, 10 2001

 1 day of November, 10 2001

Signature of Inventor(s)

Robert O. Messing
MESSING, Robert O.

Jon Levine
LEVINE, Jon D.